

REMARKS/ARGUMENTS

The Applicants have reviewed the Final Office Action of September 18, 2006 as well as the prior art reference cited therein.

Reconsideration and withdrawal of the outstanding rejections are respectfully requested in view of the foregoing amendments and the following remarks.

Claim 1 was rejected as being unpatentable over Babbin et al. '942 in view of Babbin et al. '095. Claim 2 was rejected as being unpatentable over Babbin et al. '942 and Babbin et al. '095, in view of Jordon '969.

The notation in the Office Action that claims 3 and 4 would be allowable if rewritten in independent form is noted with appreciation.

Without conceding the propriety of the rejections to claims 1 and 2, the present amendment amends claim 1 to include the subject matter of former dependent claim 3, which is now cancelled. In addition, the reference to "RF radiation" has been changed to delete "RF." It is believed that in view of the rationale for the allowance of the subject matter of former claim 3, that the deletion of the "RF" does not affect the patentability of the claims. Further, in view of the rationale for the allowability of dependent claim 3, it is believed that further comment upon the references used in the rejections of claims 1 and 2 is rendered moot and is not necessary at this time.

Entry of this amendment is believed proper after final rejection. No new claims are added and the features of the dependent claim, which was indicated as allowable, have been incorporated into the sole independent claim. Further, the deletion of the "RF" is believed to not require undue consideration on the part of the Examiner given the history of this case.

In view of the foregoing, reconsideration and allowance of the application are believed to be in order. It is respectfully submitted that this amendment places the application in immediate condition for allowance and an early notice to that effect is earnestly solicited. Should the Examiner believe that a telephone conference would expedite issuance of the application, the Examiner is respectfully invited to telephone the undersigned attorney at (202) 861-1696.

Docket No. 87367.1100

Serial No. 10/670,266

Customer No. 30734

Special Examination Procedures

Amendment After Final

Under 37 C.F.R. 1.116

Please charge any fee deficiencies or credit any overpayments to Deposit Account No.
50-2036 with reference to Attorney Docket No. 87367-1100.

Respectfully submitted,

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